## TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE Transcriber's Office FLOOR DEBATE

February 6, 2004 LB 227

didn't like the bill anyway, because it was too broad. But now that I see he doesn't care about the safety of children, that bill is one that I will zero in on too, if it gets out of committee. I look at the whole session, and I look at the votes that are given. This is a clear-cut issue of child safety. That's what the issue is. I'd like to ask Senator Baker a question, because he's the leader of this anti-child posse.

SENATOR WEHRBEIN PRESIDING

SENATOR WEHRBEIN: Senator Baker.

SENATOR BAKER: Yes.

SENATOR CHAMBERS: Senator Baker, you didn't want that other amendment that Senator Schimek offered to be adopted. What was your reason? Because we didn't have a lengthy discussion of her amendment.

SENATOR BAKER: I think this is a parental judgment issue. You can legislate good judgment, and I don't want to penalize those people out there in my community—and I have to admit, I'm one of them—who makes my grandkids sit down in the back of the pickup. I don't go over 25 miles an hour with them. They're safe. And we don't do as a matter of policy, but there's times just between the farmyard yard and the house we'll do this. And I think I use good judgment.

SENATOR CHAMBERS: And it's your contention that because you use good judgment everybody uses good judgment?

SENATOR BAKER: No, I've never said that. And that's the problem. We can't legislate good judgment in this body. It's not going to happen. It never has, that I know of, and we're probably not going to change that.

SENATOR CHAMBERS: Well, maybe we cannot affirmatively legislate good judgment, but we can certainly legislate against bad judgment, can't we?

SENATOR BAKER: We can, but then you penalize those who are